

October 8, 2015

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, October 8, 2015 at the Town Hall, 132 Kings Highway, Town of Warwick. Supervisor Sweeton called the meeting to order at 7:46p.m.

**ATTENDANCE:** Supervisor Michael Sweeton  
Councilman James Gerstner  
Councilman Mickey Shuback  
Councilman Floyd DeAngelo  
Councilman Russell Kowal

Attorney for the Town, Jay Myrow  
DPW Commissioner, Jeffrey Feagles  
Police Chief, Thomas F. McGovern, Jr.  
Police Lieutenant, John Rader

**ACCEPTANCE OF MINUTES**

1. Public Hearing, September 24, 2015
2. Regular Meeting, September 24, 2015

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Public Hearing held on September 24, 2015 and the Regular Meeting held on September 24, 2015.

Motion Carried (5 ayes, 0 nays)

**CORRESPONDENCE:**

C. KINSLEY ONYECHE -Transportation Analyst, NYS Department of Transportation, 50 Wolf Road, Albany, NY 12232 – Letter to Ms. Hedy Griffin acknowledging telephone call to NYS Department of Transportation and subsequent e-mail from Michael Sweeton regarding a Driveway warning sign for Route 94 at Clifford Court , Town of Warwick Orange County.

GEORGE MCMANUS – Adjutant, Veterans of Foreign Wars of the U.S. Warwick Valley Post NO. 4662 letter to Supervisor Mike Sweeton inviting him to speak at the Veterans Day Service to be held at the entrance of Memorial Park following a Parade from Fire Station 1 to the monument at approximately 10:30am.

JORGE TORRES – Harvest Luncheonette Corp. 633 County Rt. 1 Pine Island, N.Y. 10990, letter to Town Clerk informing the Town that they will be renewing their liquor license for Wine/Beer for the period of November 1, 2015 to October 31, 2017.

**THOMAS F. MCGOVERN JR. – Chief of Police, Town of Warwick – Letter to the Town Board requesting that Thomas Driscoll be appointed as a part time police Dispatcher to fill the vacant position created by the resignation of Samantha Pascal.**

**CONNIE SARDO -Secretary, Town of Warwick Planning Board -Letter to the Town Board requesting a refund on the remaining balance of the escrow for SBL# 49-1-17.12 & 17.21 to Planning Board applicant Helen & Terrance Ernhout in the amount of \$710.00.**

**CRAZY FAMOUS PRODUCTION LLC. – 15 West 28<sup>th</sup> Street, 9<sup>th</sup> Floor New York, N.Y. 10001 Application to obtain Film & Video permit for a total of 4 days from October 13, 2015 – October 16, 2015 at 86 Brady Road, Warwick, N.Y. 10990.**

**DOUG MCNEVIN, P.E.,PROJECT MANAGER, Haks, 40 Wall Street, 9<sup>th</sup> Floor, New York, N.Y. 10005 – Letter sent to Supervisor Sweeton recommending KC Engineering & Land Surveying, P.C. be awarded the service contract for the Warwick Public Transit Garage Project.**

#### **BOARD'S DISCUSSION ON CORRESPONDENCE**

Supervisor Sweeton stated that there is a letter of recommendation from Doug McNevin who is the project manager from Haks for the bus garage project recommending to the Board that we accept a bid from KC Engineering and Land Surveying, P.C. for the service contract for the Warwick Public Transit Garage Project. There is a resolution tonight on the agenda for that. We also received a letter late today from Doug and Betty Hurd they live on Clark Street which is off of Airport Road on Wickham Lake. They have been residents for many, many years and they just sent us this letter congratulating the Town on its efforts to develop the new Wickham Woodlands Park especially the crews that work there opening up the shoreline, resurrecting the chapel structure preserving that. They are so very grateful for that and they've seen the lake for 40 years abused and left forgotten and now that we have established this wonderful park they see many opportunities for future generations. Thank the crews again on behalf of the Board and we thank them for taking the time to write that.

#### **VISITING ELECTED OFFICIALS**

#### **REPORTS OF BOARDS AND COMMISSIONS**

#### **COMMITTEE REPORTS**

**DEPARTMENT OF PUBLIC WORKS REPORT**

**WORK BEING**

**DONE**

**LOCATION**

**REASON FOR WORK**

**LENGTH**

CATCH BASINS	Town Wide	Clean basin
POT HOLES	Town wide	Repair as needed
VEHICLE MAINT.		As needed
EMERG. REPAIRS		As needed
ROAD SIGNS	Town wide	As needed
HAUL MATERIAL	Marginal Access Road	Haul bank run for base
WATER DEPT.	Kids Clubhouse in P.I.	Install Water Valve
TOWN PARK	Wickham Woodlands	Construct Parking area, clear brush, install grills

**ENVIRONMENTAL CONSULTANTS REPORT**

**Wickham Water District**

Wells #1, #5 #6, #8, #10 monthly production	2,153,300 gal
Average daily use	71,800 gal
Sodium Hypochlorite used	160 qt
Orthophosphate used	60 qt
Caustic Soda	310 gal

**Bellvale Park Water District**

Total monthly production	89,200 gal
Average daily use	3,000 gal
Sodium Hypochlorite used	4 qt

**Eurich Heights Water District**

Total monthly production	192,600 gal
Average daily use	6,400 gal
Sodium Hypochlorite used	8 qt
Orthophosphate used	12 qt

**Pine Island Water District**

Total monthly production	257,600 gal
Average daily use	8,600 gal
Sodium Hypochlorite used	10 qt

**Westside #1 Water District**

Total monthly production	3,214,900 gal
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Average daily use	107,200 gal
Sodium Hypochlorite used	340 qt
Orthophosphate used	84 qt
Caustic Soda	15 gal

**The Fairgrounds**

Total monthly production	270,400 gal
Average daily use	9,000 gal
Sodium Hypochlorite used	8 qt

**The Warwick Tech Park**

Total monthly production	511,700 gal
Average daily use	17,000 gal
Sodium Hypochlorite used	40 qt

**High flows due to water main break**

**Sewer District #1 Wastewater Treatment Facility**

Warwick Tech Park	55,970 gal	1%
Wickham Village District	1,629,472 gal	50%
Kings Estates District	1,560,328 gal	49%
<b><u>Total District Flow</u></b>	<b>3,245,770 gal</b>	<b>100%</b>
<b><u>Average Daily Flow</u></b>	<b>108,192 gal</b>	

All facility maintenance has been done for the month. (Oil grease, filters)

The belt press ran for 10 hrs. and .75 gal of polymer was used.

**Sewer District #2 Wastewater Treatment Facility – The Fairgrounds**

<b><u>Total District Flow</u></b>	146,525 gal
<b><u>Average Daily Flow</u></b>	4,884 gal

**PARKS DEPARTMENT**

**COUNCILMAN DE ANGELO REPORT**

1. The Warwick Valley Humane Society asked me to make this announcement; The Northern Bear Pet Food is hosting the Warwick Valley Humane Society Adoptathon Don't Shop Adopt. On Saturday October 10<sup>th</sup> from 11:00 a.m. to 4:00 p.m. there will be raffles, bake sales etc. There is also a blessing of the pets at 2:00 p.m. and this will be held at 1724 Route 17A in Florida, New York. If you have any questions please call 845-651-7797. There were still some tickets left for the T.A.R.A. The Animal Rights Alliance Spay and Neuter Clinic on Saturday, October 17<sup>th</sup> at the Warwick Valley Humane Society and its only \$20 for Warwick and

**Chester residents and it's for cats only which includes rabies vaccine. To pre-register you can call 986-2473. They are having a Halloween Costume Contest and Parade on Saturday, October 31<sup>st</sup> at noon at the Village Green and there's an entry fee of \$20 per dog and all proceeds benefit our homeless pets. The contest is for the best dressed and best talent or trick. There is also a Halloween cats in costume photo contest. You can dress up your cat and win a prize and send in a 4x6 non-returnable color or black and white photo with a \$10 entry fee and mail it to the Warwick Valley Humane Society, P.O. Box 61, Warwick, NY 10990. Entries should be received no later then October 29, 2015.**

**Police Chief McGovern – We had a busy week with Applefest and it was a well attended event. Everything went smooth and we had no major issues. We met with the District Attorneys office in Greenwood Lake on Monday for their community involvement committee. We met with the Florida School District today on some issues that we were happy to discuss with them.**

**Councilman DeAngelo – You did a very good job at Applefest, thank you.**

#### **COUNCILMAN KOWAL REPORT**

**1. We had our grand opening on September 26<sup>th</sup> at our new park Wickham Woodlands. I've never been to a park opening before but I was very happy with what happened on that day. We had great weather, a really good turnout and the Bruderhoff had pony carts there and there was food from local caterers. There was a great crowd of at least 1,000 people coming and going all day. It was a great day and the crew did a great job opening up the park for us. I think everyone realizes that it's a work in progress and this is just the start. We are going to do a lot more things out there and we look forward to making plans for this winter and executing them next year.**

**Supervisor Sweeton – I was out today at State School Road because they were repaving that and I was meeting with the Orange County Partnership folks on our new pad sites. As we were sitting there talking there were at least a half dozen cars going down into the park and one had a canoe on the top, so people are using it and that's great. That day was a success and Officer Helmrich was there doing car seat checks with folks that was nice to have their presence as well. It was well done and people seem to enjoy it.**

**Councilman Kowal – It's a very nice, quiet, serene park and all our parks have a theme to them. Union Corners has the athletic fields and pavilions, Greenwood Lake has the great beach, Cascade Lake has a nice nature trail, this is a very nice picnic area, nice and quiet with a lot more to do but off to a great start. I talked with Bill Roe this week about planting an evergreen tree at the Pine Island Park for the festivities that we have there in the winter time. Hopefully next week weather permitting.**

**COUNCILMAN GERSTNER REPORT**

1. The rec season is up and going I would like to thank Bill and the parks department for all their work on the fields and I want to wish all the players, coaches and parents a successful season.

**COUNCILMAN SHUBACK REPORT**

1. Mr. Feagles noted that the town is mowing the roadsides for the second time this year because of the unusually warm weather. I've seen them all around Mt. Eve, Big Island Road and Little York Road this week so I know they're out there working. The guys are doing a pretty good job.

**ATTORNEY'S REPORT**

**TOWN CLERK'S REPORT**

1. Fees Collected – Month of September 2015 – Wickham Lake Resident Permit Fees, \$40.00; Wickham Lake Additional Stickers, \$6.00; Wickham Lake Resident Renewal Fees, \$10.00; Copy of map \$140.00; Certified Marriages, \$40.00; Photocopies, \$86.25; Postage \$4.18; Peddler \$100.00; Interest in Town Clerk's Checking Account, \$1.30; Dog Impoundment Fees, \$525.00; Town Park Pavilion Fees, \$100.00; Athletic Field \$50.00; Marriage License Fees, \$402.50; Cascade Park Trail Map \$5.00; Town of Warwick Road Maps \$3.00; Conservation Licenses, \$1,082.03; Dog Licenses Issued/Renewed, \$1,521.00; Use of Room Fees, \$300.00; Registrar Fees, \$520.00; Waterfront Park Non Resident Fishing Permit \$120.00; Waterfront Park Daily Non-Residents Fees, \$2,400.00; Waterfront Park Daily Resident Fees, \$1,380.00; Town Park Deposits, \$150.00; Total Fees Collected: \$28,947.73.
2. Fees Paid – Month of September, 2015 – New York State Dept. of Health for Marriage Licenses, \$517.50; New York Dept. of Ag & Markets for Spay/Neuter Program, \$184.00; New York State Dept. of Environmental Conservation for Conservation Licenses, \$18,339.97; Village of Greenwood Lake for Registrar Fees, \$40.00; Village of Warwick for Registrar Fees, \$880.00; Total Paid to Supervisor: \$8,986.26.
3. Requests for proposal for a ¾ ton 4 wheel drive pickup:

Leo Kaytes Ford  
145 Route 94 South  
Warwick, N.Y. 1099  
845-986-1131  
Bid Proposal \$26,597.50

Healy Ford  
2528 NY-17M  
Goshen, N.Y. 10924  
(877) 697-7657  
Bid Proposal \$35,000.00

Warwick Dodge  
185NY-94  
Contract  
Warwick, N.Y. 10990

Robert Green Truck Division  
Rockland County Statewide Piggy Back  
Route 17 East Exit 107, P.O. Box 8002

845-986-2021	Rock Hill, N.Y. 12775
<u>Bid Proposal \$28,977.00</u>	<u>Bid Proposal \$32,378.50</u>

4. Request for Boss 9'2" V Plow installed:

Leo Kaytes Ford	Healy Ford
145 Route 94 South	2528 NY-17M
Warwick, N.Y. 10990	Goshen, N.Y. 10924
845-986-1131	(877) 697-7657
<u>Bid Proposal \$6,800.00</u>	<u>Bid Proposal \$ 7,880.00</u>

Pine Bush Equipment	Robert Green Truck Division
97 RTE 302	RocklandCounty Statewide Piggy Back Contract
Pine Bush, N.Y. 12566	Route 17 East Exit 107, P.O. Box 8002
845-744-2006	Rock Hill, N.Y. 12775
<u>Bid Proposal \$ 6,005.38</u>	<u>Bid Proposal \$6,440.00</u>

Supervisor Sweeton – For the publics information we went to state bid and when we received the state bid we said lets check around to some of the local dealerships which we always try to do to keep business local if we can. As you can see we did successfully get bids under the state bid contract from Leo Kaytes for the vehicle and then Pine Bush for the plow. I think that's the recommendation for tonight and we saved some money on doing that and it helps local businesses as well.

**SUPERVISOR'S REPORT**

1. The tentative budget was introduced by September 30<sup>th</sup> which is New York State Law. The tentative budget is a combination of the departments requests what they feel are necessary to run the departments, to invest in roads, police equipment and upgrades that need to be done. Unfortunately in the time of the New York State Tax Cap which this year for municipalities is .74% increase, a lot of those requests are hard to meet so the Town Board continues its work on reducing that tentative budget which stood at about 9% to work it in such way to get to the .74% tax cap number at all possible, that's our goal, that's our intent. When we produce and present the preliminary budget which will be on November 6<sup>th</sup> that will be the budget that would ultimately be voted on. Again it is our expectation to get to the cap and under it as we have since the caps inception.

2. The House Hold Hazardous Waste Day which is the last one of the year. It is close at the one in New Hampton at the Fire Training Center its on October 24<sup>th</sup> for residents and its free to Orange County Residents to get rid of all those cans of things that end up under your sink or shelf in your garage. If you come to the town website or the county website you can get the information on the hours which I believe is 9:00 a.m. to 4:00 p.m. on October 24<sup>th</sup> which is a Saturday at the Fire Training Center.

3. The Supervisors Corner is published each week in the Warwick Dispatch, with excerpts printed in the Warwick Advertiser.

**PRIVILEGE OF THE FLOOR (AGENDA ITEMS)**

There were no comments or questions on the agenda items.

**NEW BUSINESS:**

**#R2015- 219 AUTHORIZATION OF ESCROW REFUND – HELEN AND TERRANCE ERNHOUT**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to authorize an escrow refund in the amount of \$710.00 to Helen & Terrance Ernhout as per letter dated September 28, 2015 from the Planning Board Secretary.

Motion Carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

**#R2015-220 APPROVAL OF FILM AND VIDEO PERMIT APPLICATION FOR - CRAZY FAMOUS PRODUCTIONS LLC.**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to approve the Film and Video permit application that was submitted by Crazy Famous Productions LLC for the purpose of filming at 86 Brady Road Town of Warwick from October 13, 2015 – October 16, 2015. Application and Certificate of Insurance are on file in the Clerk's Office.

Motion Carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated to the Chief if police presence is necessary they will contact you. Police Chief McGovern stated he was not aware of it. He did receive a phone call from a gentleman, returned his call but has not heard back from him yet and is not sure if this is one in the same or something different.

**#R2015- 221 ADOPT LOCAL LAW #4 OF 2015- AMENDING THE CODE OF THE TOWN OF WARWICK, CHAPTER 164, "ZONING"**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt the following resolution:

WHEREAS, a Local Law to amend Chapter 164-22, entitled "Campgrounds" and other minor modifications which was introduced on August 13, 2015, and

WHEREAS, a public hearing was held as required by law on September 10, 2015 and continued on September 24, 2015 and October 8, 2015 to consider the adoption of said local law, and

WHEREAS, the Town Board has considered all comments received and has determined that the adoption of the said local law is in the public interest,

NOW, THEREFORE BE IT RESOLVED that the said local law amending Chapter 164-22 of the Code of the Town of Warwick is hereby adopted and same shall go into effect as provided by law.

Motion Carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

**#R2015- 222 ACCEPT PROPOSAL FOR ARCHITECTURAL AND  
ENGINEERING SERVICES TO COMPLETE THE DESIGN OF  
THE WARWICK PUBLIC TRANSIT GARAGE-KC  
ENGINEERING AND LAND SURVEYING, P.C.**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt the following resolution to accept the proposal from KC Engineering and Land Surveying P.C. , 2142 Route 302, Circleville, N.Y. 10919 for the architectural and engineering services to complete the design of the Warwick Public Transit Garage in the amount not to exceed \$179,900.00.

Motion Carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton reminded everyone that this is a project funded 90% by federal transportation money through the county and this is the last design phase and next bid will be for construction.

**#R2015-223 APPOINTMENT OF PART TIME POLICE DISPATCHER-  
THOMAS DRISCOLL**

Motion Councilman DeAngelo, seconded Councilman Shuback to adopt a resolution to appoint Thomas Driscoll as a part time Police Dispatcher at a rate of pay of \$14.75 per hour effective October 10, 2015.

Motion Carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

**#R2015-224 SUPPORT 2015-2016 JUSTICE JCAP GRANT  
APPLICATION**

Motion Supervisor Sweeton, seconded Councilman Shuback to adopt a resolution to support the 2015-2016 Justice Court grant application for new vertical blinds, carpeting for court room, painting hallway, refinish bench and partitions in court room along with shelving, exterior door closet to court office with electronic opening for ADA compliance opener. Total of the Grant Application is \$29,485.00.

Motion Carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton thanked the justices for submitting grants every year and being successful at it.

**#R2015-225 ACCEPT BID FOR PURCHASE OF A ¾ TON 4 WHEEL  
DRIVE PICK - UP TRUCK**

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to accept the bid from Leo Kaytes Ford, 194 Route 94South, Warwick, N.Y. 10990, for the purchase of a ¾ Ton 4 wheel drive pick-up truck at a purchase price of \$26,597.50.

Motion Carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

**#R2015-226 ACCEPT BID FOR PURCHASE OF BOSS 9'2" V PLOW  
INSTALLED**

**Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to accept the bid from Pine Bush Equipment Co. Inc., P.O. Box, 97 Route 302 Pine Bush, N.Y. 12566, for the purchase of a Boss 9'2" V Plow installed in the amount of \$6,005.38.**

**Motion Carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.**

**#R2015-227 AUTHORIZATION TO SIGN AN AGREEMENT WITH APPRIS  
DATABASE TO PROVIDE ON-LINE ACCIDENT REPORTS**

**Motion Councilman DeAngelo, seconded Councilman Kowal to adopt a resolution to authorize the Supervisor to sign an agreement with APPRIS database to provide on-line accident reports.**

**Motion Carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.**

**BILLS: Motion Councilman DeAngelo, seconded Councilman Gerstner to pay the bills as audited. Motion Carried (5 ayes, 0 nays)**

**PRIVILEGE OF THE FLOOR (GENERAL)**

**No comments were made under the privilege of the floor by the Town Board or the public.**

**ADJOURN: Councilman DeAngelo, seconded Councilman Gerstner that the regular meeting be adjourned. Motion Carried (5 ayes, 0 nays) 8:04 p.m. 10-08-15 CP.**

  
**Eileen Astorino, Town Clerk**